

JP

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**RECEIVED**Michael Riley

FEB 12 2019 AM

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

1:19-cv-883

Judge: Jorge L. Alonso

Case # Magistrate Judge: Susan E. Cox
(To b PC 6)State Attorney Charles ProchaskaDet. R, Kuchay Star #21276Det. Donna Walsh Star #20302Approving supervisor S, Wilson Star #1822Det. V, Razo Star #20234City of Chicago Police Department District 005

(Enter above the full name of ALL

defendants in this action. Do notuse "et al.")

CHECK ONE ONLY:

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

OTHER (cite statute, if known)

BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.

I. Plaintiff(s):

A. Name: Michael De'Andre Riley

B. List all aliases: Anthony Owens, Meathead

C. Prisoner identification number: K96895

D. Place of present confinement: Sheridan Correctional Center

E. Address: 4017 East 2103 Sheridan IL 60551

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

A. Defendant: Charles Prochaska
Title: State of IL, Cook County States Attorney
Place of Employment: Cook County States Attorney office

B. Defendant: R. Kuchay Star #21276
Title: State of IL City of Chicago police / Detective of investigation
Place of Employment: City of Chicago Police Department District 05

C. Defendant: Donna Walsh Star # 20302
Title: State of IL, City of Chicago police / Detective of investigation
Place of Employment: City of Chicago Police Department District 05

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

Additional Defendants

D.

Defendant: S. wilson Star #1822

Title : state of IL city of chicago police /supervisor

Place of Employment: City of chicago police Department

District 005

E.

Defendant: V. Razo Star #20234

Title : state of IL city of chicago police /Detective of investigation

Place of Employment: Chicago Police Department District
005

F.

Defendant: City of chicago police Department District
005

Title : state of IL City of chicago police

Place of Employment: city of chicago IL.

Date of my arrest March 16 2017

Date I was Charged March 17, 2017

Location District 005 Chicago Police Station

CB# 19451998

IR# 1264469

YD#

RD# JA189355

Event# 1707510008

I identified each Defendant from the reports
full names are not in the reports but Badge number
are.

Any copy's need to be made I ask that the
clerk make them at my cost

Statement of Claim: 1 Malicious Prosecution

3/17/17

Defendant: 1

Chicago police station District 005 Charles Prochaska

March 17, 2017 At District 005 police station states attorney Charles, Prochaska did a felony review on Plaintiff Michael Riley for the charges of child endangerment, PCS and UUW of firearm by felon. After police showed undeniable evidence that Plaintiff Michael Riley never possessed A firearm or was even arrested near a firearm do to the event of his arrest. States attorney Charles Prochaska maliciously charged Plaintiff Michael Riley with the crime of UUW of firearm by felon because Plaintiff Michael Riley is a documented gang member and a convicted felon that's in a relationship and live with a registered firearm owner

Defendant: 2

Chicago police station District 005 R. Kuchay Star #21276

3/17/17

March 17, 2017 At District 005 police station Det. R. Kuchay Star #21276 turned in a police arrest report that bared Malicious Prosecution on Plaintiff Michael Riley of the crime of UUW of firearm by felon. After doing a full investigation on the event that took place. And learned that plaintiff never possessed a firearm do to the event of his arrest. Det. R. Kuchay Star #21276 knew that firearms belong to plaintiff Michael Riley fiancee Gwendolyn Holloway. Det. R. Kuchay Star #21276 was a 100% sure Plaintiff Michael Riley never possessed a firearm therefore Det. R. Kuchay Star #21276 maliciously charged Plaintiff with a crime of UUW of firearm by felon because Plaintiff is a documented gang member and convicted felon that's in a relationship and live with a registered firearm owner

3/17/17

Defendant: 3

Chicago police station District 005 Donna Walsh

March 17, 2017 At District 005 Police station Det. Donna Walsh Star #20302 turned in a police arrest report that bared Malicious Prosecution on Plaintiff Michael Riley of the crime of UUW of firearm by felon. After doing a full

investigation on the event that took place. And learned that plaintiff never possessed a firearm do to the event of his arrest. Det. Donna Walsh star #20302 knew that firearm belong to plaintiff Michael Riley fiancee Gwendolyn Holloway. Det. Donna Walsh star #20302 was a 100% sure Plaintiff Michael Riley never possessed a firearm therefore Det. Donna Walsh star #20302 maliciously charged Plaintiff with a crime ~~of~~ of ~~possession~~ of firearm by felon because Plaintiff is a documented gang member and convicted felon that's in a relationship and live with a registered firearm owner.

3/17/17

Defendant: 4 Chicago police station District 005 S. Wilson #1822
 March 17, 2017 at District 005 Police Station approving Supervisor S. Wilson star #1822 approved probable cause to a police arrest report that bared malicious prosecution. After hearing of and about the investigation and interview and learning that plaintiff Michael Riley never possessed a firearm. After hearing Plaintiff just is in a relationship and live with a registered firearm owner. And that Plaintiff never possessed the firearm do to the event of his arrest. Approving Supervisor S. Wilson star #1822 approved that arrest report anyway. Because plaintiff is a documented gang member and convicted felon that's in a relationship and live with a registered firearm owner.

3/17/17

Defendant: 5 Chicago police station District 005 V. Razo #20234
 March 17, 2017 District 005 police station Det. V. Razo star #20234 attest to a police arrest report that bared a malicious crime. even after helping in the investigation and interviewing Ms. Gwendolyn Holloway and Plaintiff Michael Riley his self at the hospital Det. V. Razo star #20234 knew that the Plaintiff never possessed a firearm do to the event of his arrest. Det. V. Razo star #20234 attest to a malicious crime he knew to be a 100% false. Det. V. Razo star #20234. Did this because Plaintiff is a documented gang member and convicted felon that's in

A relationship and lived with A firearm owner.

Defendant: 6

March 17, 2017 city of Chicago district 005 police station city of Chicago Police department allowed Plaintiff Michael Riley to be maliciously charged with a crime of unw with firearm by felon. After telling news reporter that the firearm that was recovered belong to victims mother and was registered to her and was locked away in a locked box. City of Chicago police Department was A 100% sure . Plaintiff Michael Riley never possessed A firearm do to the event of his arrest. city of Chicago Police Department allowed this malicious prosecution . Because plaintiff is a documented gang member and convicted felon that's in A relationship and lived with a registered firearm owner

Statement of Claim: 2 Falsely accused for A Crime.

3/17/17

Defendant: 1

Chicago police station District 005 Donna Walsh # 20302

March 17, 2017 District 005 police station Det. Donna Walsh star # 20302 falsely accused plaintiff Michael Riley for a crime of UUW with firearm by felon. When Det. Donna Walsh star # 20302 had undeniable evidence that the plaintiff never possessed a firearm do to the event of his arrest. Det. Donna Walsh star # 20302 falsely accused the plaintiff. Because he is a documented gang member and convicted felon.

Defendant: 2

Chicago police station District 005 R. Kuchay # 21276

March 17, 2017 District 005 police station Det. R. Kuchay star # 21276 falsely accused plaintiff Michael Riley for a crime of UUW with firearm by felon when Det. R. Kuchay star # 21276. Had undeniable evidence that the plaintiff never possessed a firearm do to the event of his arrest. Det. R. Kuchay star # 21276 falsely accused the plaintiff. Because he is a documented gang member and convicted felon.

Defendant: 3

Chicago police station District 005 V. Razo # 20234

March 17, 2017 District 005 police station Det. V. Razo Star # 20234 attested to a criminal charge knew to be false. Det. V. Razo star # 20234. Knew that the plaintiff never possessed a firearm do to his arrest. But still he attested to the charge of UUW with firearm by felon. Det. V. Razo star # 20234 did so Because plaintiff is a documented gang member and a convicted felon.

Defendant: 4

Star#

March 17, 2017 District 005 Police Station Approving Supervisor S. Wilson 1822
approved probable cause for the plaintiff Michael Riley to be falsely accused for
crime for unw with firearm by felon. Plaintiff never possessed a firearm do
to the event of his arrest. Approving Supervisor S. Wilson Star # 1822 approved
probable cause. Because the plaintiff is a documented gang member and
convicted felon.

Defendant: 5

March 17, 2017 District 005 police station States Attorney Charles prochask
did a felony review and allowed for Michael Riley to be falsely accused for
a crime of unw with firearm by felon. States attorney was shown
undeniable evidence that the plaintiff never possessed a firearm do to the
event of his arrest State attorney allowed this to happen because the
plaintiff is a documented gang member and convicted felon.

Defendant: 6

March 17, 2017 Police station District 005 Chicago Police station allowed Plaintiff
Michael Riley to be falsely accused for a crime after telling news reporter that
the firearm belonged to the victims mother and was registered to her and the
plaintiff never possessed the firearm do to his arrest. District 005 police station
allowed this to happen because the Plaintiff is a document gang member and
convicted felon.

Defendant: 1 S. wilson star #1822 Chicago police station District 005 3/17/17
March 17, 2017 District 005 Chicago police station. Approving supervisor S. wilson star #1822. Approved probable cause for a criminal charge that was falsified. After investigator did a full investigation on the event that took place. Investigator learned that the plaintiff never possessed a firearm.

Defendant: 2 R. Kuchay star #21276 Chicago police station District 005 3/17/17
March 17, 2017 District 005 Chicago police station. Investigating Det. R. Kuchay star #21276. Falsified police report with a criminal charge that did not happen Det. R. Kuchay star #21276 did not find the plaintiff to be in possession of firearm or was plaintiff anywhere around a firearm due to the event of his arrest.

Defendant: 3 Donna Walsh star #20302 Chicago police station District 005 3/17/17
March 17, 2017 District 005 Chicago police station. Investigating Det. Donna Walsh #20302. Falsified police report with a criminal charge that did not happen. Det. Donna Walsh #20302 did not find the plaintiff to be in possession of a firearm or was plaintiff anywhere around a firearm due to the event of his arrest.

Defendant: 4 V. Razo #20234 Chicago police station District 005 3/17/17
March 17, 2017 District 005 Chicago police station. Investigating Det. V Razo #20234. Attested to falsified police arrest reports. After doing a full investigation And learned plaintiff never had a firearm.

Defendant: 5 state's attorney Charles Prochaska Chicago police station District 005 3/17/17
March 17, 2017 State's Attorney Charles Prochaska. Allowed falsified criminal charge be turned in after reviewing the investigation interview State attorney Charles Prochaska learned plaintiff never possessed a firearm. due to the event of his arrest.

Defendant to

March 17, 2017 Chicago police department District 005 Station
falsified police reports by allowing A falsified criminal charge be placed
on plaintiff after telling news reporter that what happened to the child
was an accident and the weapon recovered did belong to the victim mother
And was registered to victims mother and was Secured children found gun
box key.

Claim: Violation of civil rights to be treated as a equal under law

Defendants: Charles prochaska, Donna walsh Star# 20302, R. Kuchay Star# 21276,
S. Wilson Star#, V. Razo Star# 20234 And city of chicago District 005 police
Station

March 17, 2017 At District 005 police station each Defendant
violated plaintiff Michael Riley civil rights. Plaintiff was not treated
equal under law. Plaintiff was charged by each one of the
Defendants with possession of a firearm. That each Defendant knew
that the weapon belonged to plaintiff girlfriend each Defendant knew
that the weapon was registered to the Plaintiff girlfriend. Each
Defendant made the decision that the Plaintiff girlfriend purchase
the weapon for the plaintiff because the plaintiff Michael Riley was
in the system as a documented gang member from a juvenile arrest and
Convicted felon as a adult. Defendants did not follow facts and the law
because Plaintiff never possessed a firearm and was not treated
equal under law there for defendant violated Plaintiff Michael Riley
civil rights

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

A. Name of case and docket number: N/A

B. Approximate date of filing lawsuit: N/A

C. List all plaintiffs (if you had co-plaintiffs), including any aliases: N/A

D. List all defendants: N/A

E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): N/A

F. Name of judge to whom case was assigned: N/A

G. Basic claim made: N/A

H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): N/A

I. Approximate date of disposition: N/A

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

1. I want punitive damages in the amount to be assessed by the court.
2. I want actual damages in the amount to be assessed by the court.
3. I want compensatory damages in the amount to be assessed by the court.
4. I am requesting award of mental and emotional damages in the amount to be assessed by the court. And any other award that this court deems that is just and proper assessment by the court

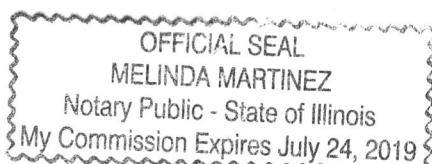
VI. The plaintiff demands that the case be tried by a jury. YES NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this
State of Illinois County of LaSalle Complaint are true to the best of my knowledge, information and
Signed before me on this 04 day belief. I understand that if this certification is not correct, I may be
of Jan 2019 by Melinda Martinez subject to sanctions by the Court.

Notary Public Notary Public Notary Public

Signed this Jan 4 day of Jan, 2019



Michael Riley
(Signature of plaintiff or plaintiffs)

Michael Riley
(Print name)

K96395
(I.D. Number)

Sheridan Correctional center

4017 East 2603

Sheridan IL, 60551
(Address)

IN THE
U.S. District Court Northern District of
Illinois Eastern Division

Michael Riley
Plaintiff/Petitioner

vs. Charles Prochaska
Det. R. Kuchay #21276
Det. Donna Walsh #20302
S. Wilson #1822
Defendant/Respondent
City of Chicago Police Department
District 005

No. _____

PROOF/CERTIFICATE OF SERVICE

TO: U.S. District court Northern
District of Illinois Eastern
Division, 219 S. Dearborn 20th
floor Chicago, IL 60604

TO: _____

PLEASE TAKE NOTICE that at: _____ AM/PM 1-4-19, 2019, I placed the documents listed below in the institutional mail at Sheridan Correctional Center Correctional Center, properly addressed to the parties listed above for mailing through the United States Postal Service.

Complaint Under the Civil rights Act, Title 42 Section 1983

Pursuant to 28 USC 1746, 18 USC 1621 or 735 ILCS 5/1-109 I declare, under penalty of perjury that I am a named party in the above action, that I have read the above documents, and that the information contained therein is true and correct to the best of my knowledge and belief.

DATED: 1-24-19

/s/ Michael Riley
Name: Michael Riley
IDOC No. K96395
Sheridan Correctional Ctr.
POB 4017 EAST 2603 Road
Sheridan, IL 60551